

**THE MINUTES  
FOR THE NOVEMBER 18<sup>th</sup>, 2014  
MEETING OF THE BOARD OF TRUSTEES  
OF THE INCORPORATED VILLAGE OF NORTHPORT  
REGULAR MEETING  
6:00 PM.**

Present: Mayor Doll, Trustees Maline, McMullen and Milligan and Tobin, Village Clerk Donna Koch, Village Attorney James Matthews, Police Chief Ric Bruckenthal.

Absent: Village Administrator Tim Brojer

**ANNOUNCEMENTS:**

**PRESENTATIONS:** Joe Winters of Winter Brothers Recycling and Waste systems introduced Will Flowers who gave a presentation on single stream recycling and the one bin system. These systems have been in place in other areas of the country where they work well. Long Islanders only recycle roughly 14% where New York State recycles 24% compared to the rest of the country which is at 34%. There is no landfill on Long Island and all our waste is either burned or shipped off the island. Single stream is where all recyclables are placed in one bin which is collected one day a week. The containers are very durable and can hold up to 96 gallons of waste. Animals can't get into them and they have been engineered to maneuver easily. The benefits of automation is less trucks on the road, cleaner for the community and promotes greater recycling. While you don't see too much automated pick up on Long Island today it is the future. Mr. Flowers felt it would be an excellent choice for Northport.

Trustee Maline thanked Trustee Milligan for bringing this forward and thought it was a great idea. He questioned how and if the truck would pick up both garbage and recyclable together. Mr. Flowers explained the truck has two compartments one for regular household trash and one for the recyclables.

Trustee Tobin questioned if we could look at single stream recycling and the one bin system separately. Mr. Flowers stated yes but the Village would probably not see an increase in recycling. Trustee Tobin explained the conditions of Bayview Ave. and the challenges that would be created with the larger can and with the parking. Mr. Winters explained there are challenges with any community and we'll just have to work out the logistics. Trustee Tobin hoped it could work out because he felt strongly about the concept.

Mr. Koran of Creastfield Pl. questioned the once a week pick up. He stated that the garbage men today will pick up small items placed next to the can. Mr. Winters stated that would continue. If there was a small item out next to the container they would get out and pick it up. Mr. Koran was concerned that the size of the garbage can is too small

for larger families. Mr. Winters stated they can purchase more cans if necessary. Arlene Handel of Bayview Ave. questioned if the Village could at least implement the single stream recycling. Mr. Winters stated that they would work with the Village to get it started by January 1, 2015.

#### **PUBLIC HEARINGS:**

The Mayor asked the Clerk to read the Notice of Public Hearing to wit:

**PLEASE TAKE NOTICE:** that a Public Hearing of the Village Board of Trustees will be held at the Village Hall, 224 Main Street, Northport, New York at 6:00 o'clock in the evening of the 18th day of November, to consider the following proposed local law:

Proposed Local Law "C" of the year 2014  
Village of Northport, County of Suffolk

#### **A local law authorizing a property tax levy in excess of the limit established in General Municipal Law § 3-c**

##### **Section 1. Legislative intent**

It is the intent of this local law to allow the Village of Northport to adopt a budget for the fiscal year commencing March 1, 2015 that requires a real property tax levy in excess of the "tax levy limit" as defined by General Municipal Law §3-c.

##### **Section 2. Authority**

This Local Law is adopted pursuant to subdivision 5 of General Municipal Law §3-c, which expressly authorizes a local governments governing body to override the property tax cap for the coming fiscal year by the adoption of a local law approved by a vote of sixty percent(60%) of said governing body.

##### **Section 3. Tax Levy Override**

The Village Board of Trustees of the Village of Northport, County of Suffolk , is hereby authorized to adopt a budget for the fiscal year commencing on March 1, 2015 that requires a real property tax levy in excess of the amount otherwise prescribed in General Municipal Law §3-c.

##### **Section 4. Severability**

If a court determines that any clause, section, paragraph, subdivision, or part of this local law or the application thereof to any person, firm or corporation, or circumstance is invalid or unconstitutional, the court's order or judgment shall not effect, impair or invalidate the remainder of this local law, but shall be confined in its operation to be clause, sentence, paragraph, subdivision, or part of this local law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

##### **Section 5. Effective date**

This local law shall take effect immediately upon filing with the Secretary of State

On the motion of Trustee Maline and seconded by McMullen the Public Hearing was opened.

Trustee Tobin gave an overview of the tax cap; for several years New York State has had cap on the tax levy for Villages, Towns and school districts. The levy is not the tax rate but rather the sum of monies a municipality collects in property taxes. The cap is 2% increase maximum or the rate of inflation whichever is less. The state has a way of determining what the rate of inflation is for a municipality. A municipality can override the tax cap with a 60% vote of the governing body. To override the tax cap the Board has to empower themselves, so that if the board finds it necessary to exceed the tax cap we will have the authority to do so. We have kept to the cap one year and exceeded it two years. It's generally recommended to adopt this provision that you give yourselves the authority to exceed the cap in case of any unforeseen problems. The Village is in Budget season and will present it in December with a public hearing in January.

**Comments from the Public:** Mrs. Spencer of Woodbine Ave questioned what the state fines us for going over the cap. Trustee Tobin stated he did not have the information on that.

Mr. Spencer questioned how often the Village changes its insurance. Mayor Doll explained it has been put out to bid several times. Also is there a ceiling as to how far you can raise the taxes if you pass this legislation. Trustee Tobin stated no there would be no limit.

On the motion of Trustee Maline and seconded by Trustee McMullen the public hearing was closed.

**PUBLIC PARTICIPATION:** Dan Paige from the Northport's Arts Coalition and Lucienne Pereira presented the Board with a framed print of the mural that was created down at Scudder Park. The mural was created thanks to a grant received from Suffolk County. There were 144 local participants working three days a week getting the project done. Mr. Paige wanted to personally thank Trustee McMullen and Trustee Tobin as well as the Northport Highway for all their help. Mayor Doll stated while at first he was hesitant about the project it really turned out great and fits so perfectly in its spot down at Scudder Park.

#### **BOARD APPROVAL OF WARRANT:**

On the motion of Trustee Maline and seconded by Trustee McMullen the following bills were approved.

**Fiscal Year 2014/2015 General Fund bills in the amount of \$ 334,283.95**

On the motion of Trustee Tobin and seconded by Trustee McMullen the following bills were approved.

**Fiscal Year 2014/2015 Sewer Fund bills in the amount of \$ 756.37**

On the motion of Trustee Maline and seconded by Trustee Tobin the following bills were approved.

**Fiscal Year 2014/2015 Capital Fund bills in the amount of \$16,991.83**

On the motion of Trustee McMullen and seconded by Trustee Tobin the following bills were approved.

**Fiscal Year 2014/2015 Fire Department bills in the amount of \$ 7,702.89**

**COMMISSIONER REPORTS:** Trustee Maline reported the Police Department has been interviewing for a new Officer and has find suitable candidate. There is a resolution on tonight agenda hiring him. Trustee Maline also reported the parks department is getting into winter mode.

Trustee McMullen reported with the Sewer Plant the numbers have been low and consistent. The Shoreline Sewer line replacement had been going along well till they found a 6X6 piece of concrete with chains and other metals buried 16 feet deep right where the pipe is expected to go. Trustee McMullen reported the Administrator is not at tonight's meeting because he was onsite at a sewer line break on Woodbine.

Trustee Tobin reported budget preparation continues and stressed that each Trustee needs to work with tier perspective department head on their capital budget.

Trustee Milligan stated the dock is tucked in for the winter and as the earlier presentation showed the Village is negotiating a new refuse contract. Also starting January 1, 2014 all electronics will have to be recycled and cannot be put out with your regular garbage. This is a New York State law. The Town of Huntington allows you to drop this stuff off at the recycling center on New York Ave. The Village is looking into having a drop off site also. Mayor Doll reported the Highway has been busy with the sweeper, hot box and putting up holiday wreaths, the jet vac has been out, they've been line painting getting sanders ready for winter, replacing guard rails and removing floats and gang planks at the dock.

**ADMINISTRATOR REPORT:** Mr. Brojer was not present this evening.

**CHIEF OF POLICE REPORT:** Chief Bruckenthal report business as usual.

**NEW BUSINESS:** no new business.

**OLD BUSINESS:** no old business.

**REQUESTS:** Northport American Legion Pearl Harbor Day Observances December 7, 2014, Parade and ceremony on Main Street.

**CORRESPONDENCE:** no correspondence.

## **RESOLUTIONS:**

On the motion of Trustee Maline and seconded by Trustee McMullen the following resolution was unanimously

### **RESOLUTION 2014 –165 ~ APPROVAL OF THE NOVEMBER 5, 2014 MINUTES**

**WHEREAS:** Copies of the minutes of the November 5, 2014, meeting were sent to the Board for approval, so therefore,

**BE IT RESOLVED** that said minutes are approved without reading, at this time.

On the motion of Trustee Maline and seconded by Trustee Tobin the following resolution was unanimously

### **RESOLUTION 2014-166 LOCAL LAW # 3 OF 2014**

**WHEREAS:** a Public Hearing of the Village Board of Trustees was held at the Village Hall, 224 Main Street, Northport, New York at 6:00 o'clock in the evening of the 18th day of November, to consider the following local law:

Local No. 3 of the year 2014

Village of Northport, County of Suffolk

**A local law authorizing a property tax levy in excess of the limit established in General Municipal Law § 3-c**

On the motion of Trustee Maline and seconded by Trustee Tobin the following resolution was unanimously.

### **RESOLUTION 2014 – 167 ASSISTANT PROJECT MANAGER**

**BE IT RESOLVED:** Fred Mosher is hereby retained as a consultant (independent contractor, taxable status 1099) to assist the Project Manager for the Shoreline Sewer Project at a rate of \$55.00/hr. not to exceed a forty (40) hour work week without further approval from the Village Administrator and/or Mayor.

On the motion of Trustee Maline and seconded by Trustee Tobin the following resolution was unanimously.

### **RESOLUTION 2014- 168 ~DRAINAGE FUNDS**

**WHEREAS:** The applicant Steve Nikrant, 6 Annetta Ave, Building Permit #14-81, offered the Village \$500.00 in lieu of the required drainage for their retaining walls, and

**WHEREAS:** The Administrator recommends acceptance of the funds, now therefore

**BE IT RESOLVED:** that the funds are hereby accepted, and

**BE IT FURTHER RESOLVED:** That the funds be used to install other drainage where needed in the Village recommended by the Administrator.

On the motion of Trustee McMullen and seconded by Trustee Maline the following resolution was unanimously

**RESOLUTION 2014 - 169**

**BE IT RESOLVED:** The Village Board of Trustees hereby authorizes the purchase of 2015 Mack Dump Truck with plow off the Town of Huntington contract # TOH 14-07-050 from Gabrielli Truck Sales LTD. 3200 Horseblock Rd. Medford, NY 11763 at a cost not to exceed \$240,059.76.

On the motion of Trustee Maline and seconded by Trustee Tobin the following resolution was unanimously.

**RESOLUTION 2014 -170**

**BE IT RESOLVED:** The Mayor is hereby authorized to sign an agreement with SCC Construction Management for consulting services in relationship to the Shore line sewer replacement project in an amount not to exceed \$15,000.

On the motion of Trustee McMullen and seconded by Trustee Maline the following resolution was unanimously approved.

**RESOLUTION 2014-171 ~ POLICE OFFICER**

**BE IT RESOLVED:** That the Village Board of Trustees hereby authorizes an offer of employment to Matthew Merenda who has been certified by Suffolk County Civil Service and the Suffolk County Police Department applicant investigation unit the position of Police Officer in the Village Police Department and that upon such certification Matthew Merenda shall receive all compensation and benefits associated with said position pursuant to the agreement between the Village and the Northport Police Benevolent Association, inc.

The next regular meeting of the Board of Trustees will be on Tuesday, December 2, 2014.

**A RESOLUTION FOR AN EXECUTIVE SESSION:** if necessary, for personnel and/or litigation matters.

Respectfully submitted,

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Donna M. Koch, Village Clerk